

## § 3020.11

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shall specify the list of market dominant products and include the explanatory information specified in § 3020.13(a). Part Two shall specify the list of competitive products and include the explanatory information specified in § 3020.13(b).

### § 3020.11 Initial Mail Classification Schedule.

The initial Mail Classification Schedule shall specify the market dominant and competitive product lists. The Mail Classification Schedule product lists shall reflect the market dominant and competitive product lists identified in 39 U.S.C. 3621(a) and 39 U.S.C. 3631(a) respectively. The explanatory detailed descriptive information specified in § 3020.13(a) and § 3020.13(b) shall be incorporated by subsequent rule-making.

### § 3020.12 Publication of the Mail Classification Schedule.

(a) The Mail Classification Schedule established in accordance with subchapters I, II, and III of chapter 36 of title 39 of the United States Code and this subpart shall appear as Appendix A to this subpart.

(b) *Availability of the Mail Classification Schedule.* Copies of the Mail Classification Schedule, both current and previous issues, are available during regular business hours for reference and public inspection at the Postal Regulatory Commission's Reading Room located at 901 New York Avenue, NW., Suite 200, Washington, DC 20268–0001. The Mail Classification Schedule, both current and previous issues, also is available on the Internet at <http://www.prc.gov>.

### § 3020.13 Contents of the Mail Classification Schedule.

The Mail Classification Schedule shall provide:

(a) The list of market dominant products, including:

(1) The class of each market dominant product;

(2) The description of each market dominant product;

(3) A schedule listing for each market dominant product the current rates and fees;

(4) Where applicable, the identification of a product as a special classification within the meaning of 39 U.S.C. 3622(c)(10) for market dominant products;

(5) Where applicable, the identification of a product as an experimental product undergoing a market test; and

(6) Where applicable, the identification of a product as a non-postal product.

(b) The list of competitive products, including:

(1) The description of each competitive product;

(2) A schedule listing for each competitive product of general applicability the current rates and fees;

(3) The identification of each product not of general applicability within the meaning of 39 U.S.C. 3632(b)(3) for competitive products;

(4) Where applicable, the identification of a product as an experimental product undergoing a market test; and

(5) Where applicable, the identification of a product as a non-postal product.

### § 3020.14 Notice of change.

Whenever the Postal Regulatory Commission modifies the list of products in the market dominant category or the competitive category, it shall cause notice of such change to be published in the FEDERAL REGISTER. The notice shall:

(a) Include the current list of market dominant products and the current list of competitive products appearing in the Mail Classification Schedule;

(b) Indicate how and when the previous product lists have been modified; and

(c) Describe other changes to the Mail Classification Schedule as necessary.

#### APPENDIX A TO SUBPART A OF PART 3020—MAIL CLASSIFICATION SCHEDULE

##### Part A—Market Dominant Products

##### 1000 Market Dominant Product List

##### First-Class Mail

Single-Piece Letters/Postcards

Bulk Letters/Postcards

Flats

Parcels

Outbound Single-Piece First-Class Mail  
International

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Inbound Single-Piece First-Class Mail  
International  
Standard Mail (Regular and Nonprofit)  
High Density and Saturation Letters  
High Density and Saturation Flats/Parcels  
Carrier Route  
Letters  
Flats  
Not Flat-Machinables (NFM)s/Parcels  
Periodicals  
Within County Periodicals  
Outside County Periodicals  
Package Services  
Single-Piece Parcel Post  
Inbound Surface Parcel Post (at UPU rates)  
Bound Printed Matter Flats  
Bound Printed Matter Parcels  
Media Mail/Library Mail  
Special Services  
Ancillary Services  
International Ancillary Services  
Address Management Services  
Caller Service  
Change-of-Address Credit Card Authentication  
Confirm  
Customized Postage  
International Reply Coupon Service  
International Business Reply Mail Service  
Money Orders  
Post Office Box Service  
Stamp Fulfillment Services  
Negotiated Service Agreements  
Bookspan Negotiated Service Agreement  
Bank of America Corporation Negotiated Service Agreement  
Discover Financial Services 1  
HSBC North America Holdings Inc. Negotiated Service Agreement  
Inbound Market Dominant Express Service Agreement 1 (R2011-6)  
The Bradford Group Negotiated Service Agreement  
Inbound International  
Canada Post—United States Postal Service Contractual Bilateral Agreement for Inbound Market Dominant Services (MC2010-12 and R2010-2)  
Inbound Market Dominant Multi-Service Agreements with Foreign Postal Operators 1  
  
Market Dominant Product Descriptions  
First-Class Mail  
Single-Piece Letters/Postcards  
Bulk Letters/Postcards  
Flats  
Parcels  
Outbound Single-Piece First-Class Mail  
International  
Inbound Single-Piece First-Class Mail  
International  
Standard Mail (Regular and Nonprofit)  
High Density and Saturation Letters  
High Density and Saturation Flats/Parcels  
Carrier Route

Letters [Reserved for Product Description]  
Flats  
Not Flat-Machinables (NFM)s/Parcels  
Periodicals  
Within County Periodicals  
Outside County Periodicals  
Package Services  
Single-Piece Parcel Post  
Inbound Surface Parcel Post (at UPU rates)  
Bound Printed Matter Flats  
Bound Printed Matter Parcels  
Media Mail/Library Mail  
Special Services  
Ancillary Services  
Address Correction Service  
Applications and Mailing Permits  
Business Reply Mail  
Bulk Parcel Return Service  
Certified Mail  
Certificate of Mailing  
Collect on Delivery  
Delivery Confirmation  
Insurance  
Merchandise Return Service  
Parcel Airlift (PAL)  
Registered Mail  
Return Receipt  
Return Receipt for Merchandise  
Restricted Delivery  
Shipper-Paid Forwarding  
Signature Confirmation  
Special Handling  
Stamped Envelopes  
Stamped Cards  
Premium Stamped Stationery  
Premium Stamped Cards  
International Ancillary Services  
International Certificate of Mailing  
International Registered Mail  
International Return Receipt  
International Restricted Delivery  
Address List Services  
Caller Service  
Change-of-Address Credit Card Authentication  
Confirm  
International Reply Coupon Service  
International Business Reply Mail Service  
Money Orders  
Post Office Box Service [Reserved for Product Description]  
Negotiated Service Agreements  
HSBC North America Holdings Inc. Negotiated Service Agreement  
Bookspan Negotiated Service Agreement  
Bank of America Corporation Negotiated Service Agreement  
The Bradford Group Negotiated Service Agreement  
  
Part B—Competitive Products  
2000 Competitive Product List  
  
Express Mail  
Express Mail  
Outbound International Expedited Services

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Inbound International Expedited Services	Express Mail & Priority Mail Contract 1
Inbound International Expedited Services 1	(MC2009–6 and CP2009–7)
(CP2008–7)	Express Mail & Priority Mail Contract 2
Inbound International Expedited Services 2	(MC2009–12 and CP2009–14)
(MC2009–10 and CP2009–12)	Express Mail & Priority Mail Contract 3
Inbound International Expedited Services 3	(MC2009–13 and CP2009–17)
(MC2010–13 and CP2010–12)	Express Mail & Priority Mail Contract 4
Inbound International Expedited Services 4	(MC2009–17 and CP2009–24)
(MC2010–37 and CP2010–126)	Express Mail & Priority Mail Contract 5
First-Class Package Service	(MC2009–18 and CP2009–25)
Priority Mail	Express Mail & Priority Mail Contract 6
Priority Mail	(MC2009–31 and CP2009–42)
Outbound Priority Mail International	Express Mail & Priority Mail Contract 7
Inbound Air Parcel Post (at non-UPU	(MC2009–32 and CP2009–43)
rates)	Express Mail & Priority Mail Contract 8
Royal Mail Group Inbound Air Parcel Post	(MC2009–33 and CP2009–44)
Agreement	Parcel Select & Parcel Return Service
Inbound Air Parcel Post (at UPU rates)	Contract 1 (MC2009–11 and CP2009–13)
Parcel Return Service	Parcel Return Service Contract 1 (MC2009–
Parcel Select	1 and CP2009–2)
International	Parcel Return Service Contract 2 (MC2011–
International Priority Airlift (IPA)	6 and CP2011–33)
International Surface Airlift (ISAL)	Parcel Select Contract 1 (MC2011–16 and
International Direct Sacks—M-Bags	CP2011–53)
Global Customized Shipping Services	Parcel Select & Parcel Return Service
Inbound Surface Parcel Post (at non-UPU	Contract 2 (MC2009–40 and CP2009–61)
rates)	Priority Mail Contract 1 (MC2008–8 and
Canada Post—United States Postal Service	CP2008–26)
Contractual Bilateral Agreement for In-	Priority Mail Contract 2 (MC2009–2 and
bound Competitive Services (MC2010–14	CP2009–3)
and CP2010–13—Inbound Surface Parcel	Priority Mail Contract 3 (MC2009–4 and
Post at Non-UPU Rates and Xpresspost-	CP2009–5)
USA)	Priority Mail Contract 4 (MC2009–5 and
International Money Transfer Service—	CP2009–6)
Outbound	Priority Mail Contract 5 (MC2009–21 and
International Money Transfer Service—In-	CP2009–26)
bound	Priority Mail Contract 6 (MC2009–25 and
International Ancillary Services	CP2009–30)
Special Services	Priority Mail Contract 7 (MC2009–25 and
Address Enhancement Service	CP2009–31)
Competitive Ancillary Services	Priority Mail Contract 8 (MC2009–25 and
Greeting Cards and Stationery	CP2009–32)
Premium Forwarding Service	Priority Mail Contract 9 (MC2009–25 and
Shipping and Mailing Supplies	CP2009–33)
Negotiated Service Agreements	Priority Mail Contract 10 (MC2009–25 and
Domestic	CP2009–34)
Express Mail Contract 1 (MC2008–5)	Priority Mail Contract 11 (MC2009–27 and
Express Mail Contract 2 (MC2009–3 and	CP2009–37)
CP2009–4)	Priority Mail Contract 12 (MC2009–28 and
Express Mail Contract 3 (MC2009–15 and	CP2009–38)
CP2009–21)	Priority Mail Contract 13 (MC2009–29 and
Express Mail Contract 4 (MC2009–34 and	CP2009–39)
CP2009–45)	Priority Mail Contract 14 (MC2009–30 and
Express Mail Contract 5 (MC2010–5 and	CP2009–40)
CP2010–5)	Priority Mail Contract 15 (MC2009–35 and
Express Mail Contract 6 (MC2010–6 and	CP2009–54)
CP2010–6)	Priority Mail Contract 16 (MC2009–36 and
Express Mail Contract 7 (MC2010–7 and	CP2009–55)
CP2010–7)	Priority Mail Contract 17 (MC2009–37 and
Express Mail Contract 8 (MC2010–16 and	CP2009–56)
CP2010–16)	Priority Mail Contract 18 (MC2009–42 and
Express Mail Contract 9 (MC2011–1 and	CP2009–63)
CP2011–2)	Priority Mail Contract 19 (MC2010–1 and
Express Mail Contract 10 (MC2011–12 and	CP2010–1)
CP2011–48)	Priority Mail Contract 20 (MC2010–2 and
Express Mail Contract 11 (MC2011–14 and	CP2010–2)
CP2011–50)	

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Priority Mail Contract 21 (MC2010-3 and CP2010-3)	Global Plus 1A (MC2010-26, CP2010-67 and CP2010-68)
Priority Mail Contract 22 (MC2010-4 and CP2010-4)	Global Plus 1B (MC2011-7, CP2011-39 and CP2011-40)
Priority Mail Contract 23 (MC2010-9 and CP2010-9)	Global Plus 1C (MC2012-6, CP2012-12 and CP2012-13)
Priority Mail Contract 24 (MC2010-15 and CP2010-15)	Global Plus 2 (MC2008-7, CP2008-48 and CP2008-49)
Priority Mail Contract 25 (MC2010-30 and CP2010-75)	Global Plus 2A (MC2010-27, CP2010-69 and CP2010-70)
Priority Mail Contract 26 (MC2010-31 and CP2010-76)	Global Plus 2B (MC2011-8, CP2011-41 and CP2011-42)
Priority Mail Contract 27 (MC2010-32 and CP2010-77)	Global Plus 2C (MC2012-5, CP2012-10 and CP2012-11)
Priority Mail Contract 28 (MC2011-2 and CP2011-3)	Global Reseller Expedited Package Services 1 (MC2010-21 and CP2010-36)
Priority Mail Contract 29 (MC2011-3 and CP2011-4)	Inbound International
Priority Mail Contract 30 (MC2011-9 and CP2011-44)	Inbound Competitive Multi-Service Agreements with Foreign Postal Operators 1 (MC2010-34 and CP2010-95)
Priority Mail Contract 31 (MC2011-10 and CP2011-46)	Inbound Direct Entry Contracts with Foreign Postal Administrations
Priority Mail Contract 32 (MC2011-11 and CP2011-47)	Inbound Direct Entry Contracts with Foreign Postal Administrations (MC2008-6, CP2008-14 and MC2008-15)
Priority Mail Contract 33 (MC2011-13 and CP2011-49)	Inbound Direct Entry Contracts with Foreign Postal Administrations 1 (MC2008-6 and CP2009-62)
Priority Mail Contract 34 (MC2011-17 and CP2011-56)	International Business Reply Service Competitive Contract 1 (MC2009-14 and CP2009-20)
Priority Mail Contract 35 (MC2011-18 and CP2011-57)	International Business Reply Service Competitive Contract 2 (MC2010-18, CP2010-21 and CP2010-22)
Priority Mail Contract 36 (MC2012-2 and CP2012-6)	Competitive Product Descriptions
Priority Mail Contract 37 (MC2012-3 and CP2012-7)	Express Mail
Priority Mail Contract 38 (MC2012-7 and CP2012-15)	Express Mail
Priority Mail—Non-Published Rates	Outbound International Expedited Services
Priority Mail—Non-Published Rates 1 (MC2011-15 and CP2011-51)	Inbound International Expedited Services
Outbound International	Priority
Direct Entry Parcels Contracts	Priority Mail
Direct Entry Parcels 1 (MC2009-26 and CP2009-36)	Outbound Priority Mail International
Global Direct Contracts (MC2009-9, CP2009-10, and CP2009-11)	Inbound Air Parcel Post
Global Expedited Package Services (GEPS) Contracts	Parcel Select
GEPS 1 (CP2008-5, CP2008-11, CP2008-12, CP2008-13, CP2008-18, CP2008-19, CP2008-20, CP2008-21, CP2008-22, CP2008-23 and CP2008-24)	Parcel Return Service
Global Expedited Package Services 2 (CP2009-50)	International
Global Expedited Package Services 3 (MC2010-28 and CP2010-71)	International Priority Airlift (IPA)
Global Expedited Package Services 4 (CP2011-54)	International Surface Airlift (ISAL)
Global Expedited Package Services—Non-published Rates 2 (MC2010-29 and CP2011-45)	International Direct Sacks—M-Bags
Global Expedited Package Services Non-published Rates 3 (MC2012-4 and CP2012-8)	Global Customized Shipping Services
Global Plus Contracts	International Money Transfer Service
Global Plus 1 (CP2008-8, CP2008-46 and CP2009-47)	Inbound Surface Parcel Post (at non-UPU rates)
	International Ancillary Services
	International Certificate of Mailing
	International Registered Mail
	International Return Receipt
	International Restricted Delivery
	International Insurance
	Negotiated Service Agreements
	Domestic
	Outbound International

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Part C—Glossary of Terms and Conditions  
[Reserved]

Part D—Country Price Lists for  
International Mail [Reserved]

[77 FR 13198, Mar. 6, 2012]

### **Subpart B—Requests Initiated by the Postal Service To Modify the Product Lists Described Within the Mail Classification Schedule**

#### **§ 3020.30 General.**

The Postal Service, by filing a request with the Commission, may propose a modification to the market dominant product list or the competitive product list appearing in the Mail Classification Schedule. For purposes of this part, modification shall be defined as adding a product to a list, removing a product from a list, or moving a product from one list to the other list.

#### **§ 3020.31 Contents of a request.**

A request to modify the market dominant product list or the competitive product list shall:

- (a) Provide the name, and class if applicable, of each product that is the subject of the request;
- (b) Provide a copy of the Governor's decision supporting the request, if any;
- (c) Indicate whether the request proposes to add a product to the market dominant list or the competitive list, remove a product from the market dominant list or the competitive list, or transfer a product from the market dominant list to the competitive list or from the competitive list to the market dominant list;
- (d) Indicate whether each product that is the subject of the request is:
  - (1) A special classification within the meaning of 39 U.S.C. 3622(c)(10) for market dominant products;
  - (2) A product not of general applicability within the meaning of 39 U.S.C. 3632(b)(3) for competitive products; or
  - (3) A non-postal product.
- (e) Provide all supporting justification upon which the Postal Service proposes to rely; and
- (f) Include a copy of the applicable sections of the Mail Classification

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Schedule and the proposed changes therein in legislative format.

#### **§ 3020.32 Supporting justification.**

Supporting justification shall be in the form of a statement from one or more knowledgeable Postal Service official(s) who sponsors the request and attests to the accuracy of the information contained within the statement. The justification shall:

- (a) Demonstrate why the change is in accordance with the policies and the applicable criteria of chapter 36 of title 39 of the United States Code;
- (b) Explain why, as to market dominant products, the change is not inconsistent with each requirement of 39 U.S.C. 3622(d), and that it advances the objectives of 39 U.S.C. 3622(b), taking into account the factors of 39 U.S.C. 3622(c);
- (c) Explain why, as to competitive products, the addition, deletion, or transfer will not result in the violation of any of the standards of 39 U.S.C. 3633;
- (d) Verify that the change does not classify as competitive a product over which the Postal Service exercises sufficient market power that it can, without risk of losing a significant level of business to other firms offering similar products:
  - (1) Set the price of such product substantially above costs;
  - (2) Raise prices significantly;
  - (3) Decrease quality; or
  - (4) Decrease output.
- (e) Explain whether or not each product that is the subject of the request is covered by the postal monopoly as reserved to the Postal Service under 18 U.S.C. 1696 subject to the exceptions set forth in 39 U.S.C. 601;
- (f) Provide a description of the availability and nature of enterprises in the private sector engaged in the delivery of the product;
- (g) Provide any information available on the views of those who use the product on the appropriateness of the proposed modification;
- (h) Provide a description of the likely impact of the proposed modification on small business concerns; and
- (i) Include such information and data, and such statements of reasons